IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY

WEDNESDAY, THE 6TH DECEMBER 2006 / 15TH AGRAHAYANA 1928

CRL.A.No. 242 of 1999(A)

CC.505/1996 of JUDL.MAGISTRATE OF FIRST CLASS-II, KOCHI

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APPELLANT/COMPLAINANT:

I.B.SIVARAM, S/O.BHARATHAN,
"SURYA SADAN",
PANAYAPPILLY, COCHIN – 682 002.

BY ADV. SRI.THOMAS CHAZHUKKARAN

RESPONDENTS/ACCUSED & STATE:

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1. VARGHESE, S/O.PAILY, KANNOTH HOUSE, ELOOR, THEKKUMBHAGAM, UDYOGAMANDAL.

2. STATE OF KERALA, REPRESENTED BY PUBLIC PROSUECTOR, HIGH COURT OF KERALA, ERNAKULAM.

R2 BY P.P.SRI.K.C.SANTHOSH KUMAR

THIS CRIMINAL APPEAL HAVING BEEN FINALLY HEARD ON 06/12/2006, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.B. KOSHY, J.

CRL.APPEAL No.242 of 1999

Dated this the 6th day of December, 2006

Judgment

This appeal is filed against the acquittal of the accused. Notice was issued on 29.3.1999. So far, no steps were taken to serve notice on the respondent. Appellant is also absent and there is no representation. On going through the evidence, it is seen that order of acquittal was passed after analysing the entire evidence and court below found that there is no merit in the complaint. Entire evidence was correctly considered by the court below and no grounds are made out for interference of this court in the order of acquittal in an appeal proceedings. Appeal dismissed.

J.B.KOSHY
JUDGE

vaa

J.B. KOSHY, J.

CRL.APPEAL No.242/99

Judgment

Dated:6th December, 2006